

1 SB108  
2 195956-2  
3 By Senators Butler and Beasley  
4 RFD: Healthcare  
5 First Read: 19-MAR-19

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8 SYNOPSIS: Under existing law, a pharmacy technician is  
9 required to be registered with the State Board of  
10 Pharmacy before performing any pharmacy functions  
11 and is required to pay a registration fee.

12 Thereafter, the registration is renewable by the  
13 board biannually in odd-numbered years upon payment  
14 of a renewal fee. If the pharmacy technician fails  
15 to renew the registration, the pharmacy technician  
16 is required to pay a penalty of not less than \$10  
17 nor more than \$20 as set by the board for each  
18 lapsed year and is required to pay all lapsed fees,  
19 provided the lapsed time of reinstatement does not  
20 exceed five years without examination by the board.

21 This bill would delete the five-year limit  
22 on the time for reinstatement of the registration  
23 of a pharmacy technician without examination by the  
24 board and would limit the total penalties and  
25 lapsed fees to a maximum of five years.

26  
27 A BILL

1 TO BE ENTITLED

2 AN ACT

3  
4 Relating to the State Board of Pharmacy; to amend  
5 Section 34-23-131 of the Code of Alabama 1975, relating to the  
6 registration of pharmacy technicians; to delete the time limit  
7 for the reinstatement of the lapsed registration of a pharmacy  
8 technician without examination by the board and limit the  
9 penalties and late fees required to be paid to five years.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 34-23-131 of the Code of Alabama  
12 1975, is amended to read as follows:

13 "§34-23-131.

14 "(a) A pharmacy technician shall not perform  
15 pharmacy functions or be present in the prescription  
16 department of a pharmacy unless he or she is under the direct  
17 supervision of a licensed pharmacist. A pharmacy technician  
18 shall not perform pharmacy functions or be present in the  
19 prescription department of a pharmacy unless he or she is  
20 registered by the board.

21 "(b) When supervision is required, a licensed  
22 pharmacist shall be jointly responsible and liable for the  
23 actions of a pharmacy technician.

24 "(c) A pharmacy technician shall register and pay a  
25 fee as determined by the board before performing any pharmacy  
26 functions. The board shall develop rules and regulations  
27 relating to the registration of all pharmacy technicians. The

1 registration of a pharmacy technician shall be renewable  
2 biennially in odd-numbered years upon payment of the required  
3 renewal fee. The registration of each pharmacy technician  
4 shall expire on December 31 of odd-numbered years. In order to  
5 continue to be licensed, each registered pharmacy technician  
6 shall pay a biennial renewal fee of not less than twenty  
7 dollars (\$20), as determined by rule of the board, the fee  
8 being due on October 31 and delinquent after December 31 of  
9 odd-numbered years. The payment of the renewal fee shall  
10 entitle the pharmacy technician to renewal of his or her  
11 registration at the discretion of the board. If any pharmacy  
12 technician fails to pay the renewal fee as required by this  
13 subsection, he or she may be reinstated as a pharmacy  
14 technician only upon payment of a penalty of not less than ten  
15 dollars (\$10) nor more than twenty dollars (\$20), as  
16 determined by rule of the board, for each lapsed year and all  
17 lapsed fees for each lapsed year, ~~provided the lapsed time of~~  
18 ~~registration shall not exceed five years, in which case~~  
19 ~~reinstatement may be had only upon satisfactory examination by~~  
20 ~~the board~~ up to a maximum of five years of total penalties and  
21 lapsed fees.

22 "(d) In addition to any other registration  
23 requirements, a pharmacy technician shall complete three hours  
24 of continuing education annually, or six hours biennially, of  
25 which one hour per year shall be live presentation. The board  
26 may grant an extension to a pharmacy technician who fails to  
27 complete the required continuing education hours in the

1 allotted time. A pharmacy technician who fails to complete the  
2 annual continuing education requirements shall be subject to  
3 disciplinary action by the board."

4 Section 2. This act shall become effective  
5 immediately following its passage and approval by the  
6 Governor, or its otherwise becoming law.